



I have a lawyer. What is discovery and how do I get it?

This information will help you understand discovery.

The Prosecutor

Prosecutor: _____

Address: _____

Phone: _____

Fax: _____

Email: _____

IMPORTANT:

- ∞ The prosecutor is NOT your lawyer or your employee.
- ∞ Anything you say to the prosecutor about your case could be used against you at your trial.
- ∞ The prosecutor can't talk to you about your case without your lawyer being present.

What is discovery?

- ∞ Your lawyer and the prosecutor must give each other the evidence

on your case. Evidence is sometimes called discovery.

- ∞ Your lawyer will write the prosecutor and request the evidence.
- ∞ The prosecutor must give you the evidence that tends to show you are not guilty and the evidence that tends to show you are guilty.
- ∞ The more serious your case, the more evidence there will be. Here are some examples of evidence the prosecutor may have:
 - The complaint or ticket
 - Police reports
 - Witness statements
 - Your driving and criminal records
 - Audio or video recordings
- ∞ There is a law that lists the type of evidence you may get on your

case. You can find this law at
§ 46-15-322, M.C.A.

- ∞ Your lawyer must give the
prosecutor certain evidence in your
case.
- ∞ There is a law that lists the type of
evidence you must give the
prosecutor. You can find this law
at §46-15-323, M.C.A.